

THE HONORABLE BENJAMIN H. SETTLE

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

JOHN DOE #1, an individual; JOHN DOE
#2, an individual; and PROTECT
MARRIAGE WASHINGTON,

Plaintiffs,

v.

SAM REED, in his official capacity as
Secretary of State of Washington and
BRENDA GALARZA, in her official
capacity as Public Records Officer for the
Secretary of State of Washington,

Defendants.

No. C:09-cv-05456 BHS

[PROPOSED] PROTECTIVE ORDER

The Court, having reviewed briefing in this matter, and having heard oral argument, finds that grounds exist for entry of a protective order under Federal Rule of Civil Procedure 26(c) and therefore hereby ORDERS that:

(1) Intervenor WASFT, including its attorneys and personnel, may access the signatures submitted in support of Referendum 71 through disclosure by the Secretary of State for the sole purpose of examining the signatures and potentially pursuing an action under RCW 29A.72.240, but may not publicly disclose the signatures or the identity of the signatories during the pendency of this Order or unless such disclosure is authorized by the Court's ultimate order. Other

PROTECTIVE ORDER
(No. C:09-cv-05456 BHS) – 1

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1 individuals and groups may also access the signatures submitted in support of Referendum 71
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3 subject to these provisions upon application to the Court;
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5 (2) Washington State courts may exercise their authority to issue orders and adjudicate
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7 claims under RCW 29A.72.240, but only in a manner that, until this Court rules otherwise,
8
9 protects the identity of the Referendum 71 signatories from public disclosure.
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14 **SO ORDERED** this _____ day of August, 2009.
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20 _____
21 Benjamin H. Settle
22 United States District Judge
23
24

25 Respectfully submitted by:
26

27 By: s/ Ryan J. McBrayer
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39 Attorneys for Intervenor Washington
40 Families Standing Together
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PROTECTIVE ORDER
(No. C:09-cv-05456 BHS) – 2

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